

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

THE PHOENIX INSURANCE COMPANY, a
subsidiary of THE TRAVELERS INDEMNITY
COMPANY a/s/o SURETY MECHANICAL
SERVICE, INC.

Plaintiff,

v.

WEST JERSEY AIR CONDITIONING AND
HEATING COMPANY

Defendant.

CIVIL ACTION

NO. 09-5570

FILED

OCT 26 2010

MICHAEL E. KUNZ, Clerk
By _____ Dep. Clerk

FILED

OCT 26 2010

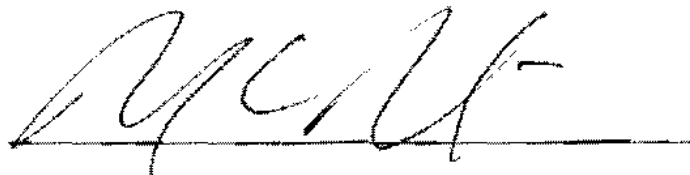
MICHAEL E. KUNZ, Clerk
By _____ Dep. Clerk

ORDER

AND NOW, this ²⁶ day of October, 2010, upon consideration of Defendant West Jersey Air Conditioning and Heating Company's Motion for Summary Judgment (Docket No. 10) and Defendant's Motion to Preclude Testimony of Plaintiff's Expert (Docket No. 12), and Plaintiff The Phoenix Insurance Company's Response in Opposition to Defendant's Motion for Summary Judgment (Docket No. 14), it is hereby **ORDERED** that Defendant's Motion for Summary Judgment is **GRANTED** and Defendant's Motion to Preclude Testimony of Plaintiff's Expert is **DISMISSED** as moot.

It is so **ORDERED**.

BY THE COURT:



RONALD L. BUCKWALTER, S.J.